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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
John M. BRITTINGHAM et al.

Appl. No.: 10/758,274

Confirmation No.: 5137

Filed: January 16, 2004

For: Intradermal Cellular Delivery Using  
Narrow Gauge Micro-Cannula

Art Unit: 1642

Examiner: To Be Assigned

Atty. Docket No.: 07767-200246

Customer No.: 26694  
PATENT TRADEMARK OFFICE

**REQUEST FOR RECONSIDERATION OF DECISION REGARDING ALLEGEDLY  
OMITTED DRAWINGS**

**Mail Stop: Petitions**  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a request for reconsideration of the Decision dated August 25, 2004 dismissing the Petition filed June 25, 2004 regarding Figures 8 and 9 in this application. In a telephone discussion with D.I. Woods on or about September 7, 2004, the undersigned was informed that because the date stamped receipt indicated only "10 sheets, 1-11 Figs", that only figures 1 and 11 can be presumed to be filed. Furthermore, Mr. Woods indicated that the decision had been made after viewing the electronic version of the Figures that had been entered into the USPTO PAIR system, and not after a review of the paper application file.

It is noted once again that a complete copy of the figures as filed, including figures 8 and 9, is present in the file of the undersigned, a copy of which was submitted with the Petition. It is believed that this fact, along with the indication of 10 pages of figures, Figures 1-11, on the date stamped receipt should be considered sufficient evidence that all of the figures, including Figures 8 and 9, were filed with the application. If this is not considered sufficient evidence, it is respectfully requested that the originally filed paper copy of the application be retrieved from wherever it is archived at the USPTO and reviewed for content.

Applicants again petition to have the Notice of Omitted Items be withdrawn, and the \$130

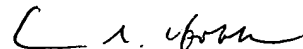
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petition fee refunded.

Please charge any additional fees that may be required, and credit any refunds to our  
Deposit Account No. 22-0261 and notify the undersigned.

Respectfully submitted,

Date: 9/24/04

  
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